

Message Text

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ACTION L-03

INFO OCT-01 IO-13 ADP-00 AF-10 ARA-16 EA-11 EUR-25 NEA-10

RSC-01 COA-02 EB-11 OIC-04 CIAE-00 DODE-00 PM-07 H-03

INR-10 NSAE-00 NSC-10 PA-03 PRS-01 SS-15 USIA-15

ACDA-19 AEC-11 AGR-20 CG-00 COME-00 DOTE-00 FMC-04

INT-08 JUSE-00 NSF-04 OMB-01 TRSE-00 CEQ-02 SCI-06

RSR-01 /247 W

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R 061230Z AUG 73

FM USMISSION GENEVA

TO SECSTATE WASHDC 992

INFO USMISSION USUN NY

UNCLAS GENEVA 4142

E.O. 11652:

TAGS: PBOR, UN

SUBJ: WG 3, SC. III (SCIENTIFIC RESEARCH-SR)

1 AUGUST 1973

REF: GENEVA 4067

1. WG 3, SC. III ON SR MET 1 AUG TO CONSIDER UNTITLED
ITEM 1.3 (FORMERLY) "CONSENT, PARTICIPATION AND OBLI-
GATION OF COASTAL STATES" AND QUICKLY ADJOURNED WHEN
NO DELEGATION WOULD ADDRESS THE SUBJECT.

2. DRAFTING GROUP THEN MET TO CONSIDER DRAFT ARTICLES
ON ITEM 1.2, FORMERLY "RIGHT TO UNDERTAKE MARINE SR,
ETC"., INCLUDING THOSE TEXTS CITED IN REFTEL. CHAIR-
MAN APPEALED TO UNUSUALLY LARGE MEMBERSHIP TO WORK IN
GENERAL TERMS AND NOT DWELL ON JURISDICTION. AT
CONCLUSION OF SESSION GROUP WAS FACED WITH AN EVEN
GREATER VARIETY OF TEXTS.

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3. FRANCE PROPOSED MERGING DRAFT ARTICLES OF FRANCE, CANADA, JAPAN AND PART 1 OF TRINIDAD AND TOBAGO AND STATED REMAINING T&T TEXT AND BRAZIL TEXT WERE TOO INVOLVED WITH JURISDICTION. THIS PROPOSAL RECEIVED VARYING SUPPORT FROM MEXICO, MALTA, U.S., AND JAPAN. MEXICO SUGGESTED REVISING CANADIAN PROPOSAL TO READ "...SUBJECT TO THE RIGHTS OF COASTAL STATES AND INTERNATIONAL COMMUNITY...", AND CANADA DELOFF LATER RESISTED THIS CHANGE STATING INTERNATIONAL RIGHTS DID NOT EXIST IN AREAS OF COASTAL STATE SOVEREIGNTY.

4. KENYA SUBMITTED: "ALL STATES, INDIVIDUALLY OR IN COOPERATION WITH EACH OTHER, AND IRRESPECTIVE OF GEOGRAPHICAL LOCATION. AS WELL AS INTERNATIONAL ORGANIZATIONS (IO) MAY ENGAGE IN MARINE SCIENTIFIC RESEARCH." THIS RECEIVED VARIED SUPPORT FROM FRANCE, JAPAN, MALTA AND ETHIOPIA.

5. BRAZIL, NOTING ARTICLES WERE TOO GENERAL AND EMPHASIZED RIGHTS OF INTERNATIONAL COMMUNITY AT EXPENSE OF COASTAL STATE, URGED NEW TEXT: "ALL STATES, WHETHER COASTAL OR LANDLOCKED, SHALL COOPERATE DIRECTLY OR THROUGH COMPETENT IO IN PROMOTION OF SR AND INVESTIGATION IN MARINE ENVIRONMENT, IN ORDERLY AND RATIONAL MANNER, SUBJECT TO RIGHTS OF COASTAL STATES AS PROVIDED FOR IN THIS CONVENTION AND TAKING INTO ACCOUNT NEEDS OF INTERNATIONAL COMMUNITY, PARTICULARLY INTERESTS AND NEEDS OF LDCS".

6. SOVS, NOTING ATTEMPTS TO REACH GENERAL ARTICLE WITHOUT MENTIONING AREAS IN WHICH SR TREATED DIFFERENTLY (I.E., HIGH SEAS, AND TERRITORIAL WATERS AND CONTINENTAL SHELF) SUGGESTED AMENDING THEIR TEXT (REF-TEL) TO READ: "ALL STATES, IRRESPECTIVE OF GEOGRAPHICAL LOCATION, AS WELL AS IO, SHALL ENJOY ON BASIS OF EQUALITY AND WITHOUT DISCRIMINATION, RIGHT TO CONDUCT MARINE SR." THIS WAS ATTACKED BY PERU, KENYA AND VENEZUELA.

7. FOLLOWING A SERIES OF EXCHANGES ON NECESSITY OF UNCLASSIFIED

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BALANCING RIGHTS OF COASTAL STATES AND INTERNATIONAL COMMUNITY CHAIRMAN CALLED FOR INFORMAL MEETING OF AUTHORS OF DRAFT ARTICLES ON 2 AUGUST TO ATTEMPT A MERGER OF TEXTS.

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